

- PATINTURING

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

09/153,621

Filing Date:

September 15, 1998

Applicant:

Roger Q. Smith

Group Art Unit:

2841

Examiner:

T. Dinh

Title:

Heavy-Duty Audio Equipment

Attorney Docket:

P-US-TN1444

Hon. Commissioner of Patents and Trademarks Washington, D.C. 20231

PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Dear Sir:

This is a petition for a correction of error in a nonjoinder of inventor in the above identified patent application. It is respectfully requested that the U.S. Patent and Trademark Office add previously unnamed Donald W. Zurwelle, Daniel F. Cuffaro, Brian J. Matt, and Charles Sears as inventors of this application.

Enclosed herewith is a Statement from each person being added as an inventor that the error in inventorship occurred without deceptive intent on his part; a Declaration by the inventors as required by 37 C.F.R. § 1.63 (or as permitted by §§ 1.42, 1.43 or 1.47); a new Assignment

executed by all inventors to be recorded by the U.S. Patent and Trademark Office; and written assent by the Assignee.

The Commissioner is hereby authorized to charge the fee of \$130.00 required under 37 C.F.R. § 1.17(i) and any additional fees which may be required to effect this communication or to maintain pendency of this application, or credit any overpayment, to Account No. 02-2548. A duplicate copy of this sheet is enclosed for this purpose.

If the examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (410) 716-2368.

Respectfully submitted,

Black & Decker Inc.

Towson, MD 21286 (410) 716-2368

701 E. Joppa Road, TW-199

By:

Adan Ayal, Esq.

Senior Group Patent Counsel

Reg. No. 38,373





PATENT

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STATEMENT OF ADDITIONAL INVENTOR

Dear Sir:

I, Brian J. Matt, believe that I am a co-inventor of the above-identified patent application and that I was inadvertently not named as an inventor. The inventorship error of failing to include Donald W. Zurwelle, Daniel F. Cuffaro, Brian J. Matt and Charles Sears as inventors of this application occurred without any deceptive intent on the part of Applicant.

Date: 20 DECEMBER 2001

Brian J. Matt Inventor

DEC.14.2001 S:28PM B&D PATENT NO.255 P.8



COPY OF PAPERS ORIGINALLY FILED

PATENT

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STATEMENT OF ADDITIONAL INVENTOR

Dear Sir:

I, Daniel F. Cuffaro, believe that I am a co-inventor of the above-identified patent application and that I was inadvertently not named as an inventor. The inventorship error of failing to include Donald W. Zurwelle, Daniel F. Cuffaro, Brian J. Matt and Charles Sears as inventors of this application occurred without any deceptive intent on the part of Applicant.

Inventor

7.9 NO.255





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Hon. Commissioner of Patents and Trademarks Washington, D.C. 20231

STATEMENT OF ADDITIONAL INVENTOR

Dear Sir:

I, Charles Sears, believe that I am a co-inventor of the above-identified patent application and that I was inadvertently not named as an inventor. The inventorship error of failing to include Donald W. Zurwelle, Daniel F. Cuffaro, Brian J. Matt and Charles Sears as inventors of this application occurred without any deceptive intent on the part of Applicant.

Date: 14/02

6.9

Charles Sears Inventor

DEC.14.2001 S:28PM B&D PATENT NO.255





PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

09/153,621

Filing Date:

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Applicant:

Roger Q. Smith

Group Art Unit:

2841

Examiner:

T. Dinh

Title:

Heavy-Duty Audio Equipment

Attorney Docket:

P-US-TN1444

Hon. Commissioner of Patents and Trademarks Washington, D.C. 20231

STATEMENT OF ADDITIONAL INVENTOR

Dear Sir:

I, Donald W. Zurwelle, believe that I am a co-inventor of the above-identified patent application and that I was inadvertently not named as an inventor. The inventorship error of failing to include Donald W. Zurwelle, Daniel F. Cuffaro, Brian J. Matt and Charles Sears as inventors of this application occurred without any deceptive intent on the part of Applicant.

Date: 01/28/02

Donald W. Zurweile

Inventor



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PATENT

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CONSENT OF ASSIGNEE TO CHANGE OF INVENTORSHIP

Dear Sir:

Pursuant to 37 C.F.R. § 1.48(a), Black & Decker Inc., owner by Assignment of the above identified patent application by the Assignment recorded by the U.S. Patent and Trademark Office on November 2, 1998, in Reel 9560, Frame 0625, hereby consents to the amendment of the inventorship of this application as requested in the accompanying papers. Attached is a copy of a statement under 37 C.F.R. § 3.73(b) establishing the right of the Assignee to take action in this case. I, Adan Ayala, have the authority to act on behalf of Black & Decker Inc.

Dated: March 13, 2002

By:

Adan Ayala, Esq.

Senior Group Patent Counsel

Black & Decker Inc.

COPY OF PAPE: ORIGINALLY FILED

284X\$

INALLY FILED PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031 Please type a plus sign (+) inside this box -> U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/153,621 TRANSMITT A September 15, 1998 Filing Date **FORM** (to be used for all correspondence after i First Named Inventor Roger Q. Smith after initial filing) Group Art Unit 2841 T. Dinh **Examiner Name** Total Number of Pages in This Submission Attorney Docket Number TN-1444 ENCLOSURES (check all that apply) Assignment Papers After Allowance Communication to Fee Transmittal Form (for an Application) Group Appeal Communication to Board of Fee Attached Drawing(s) Appeals and Interferences Amendment / Response Licensing-related Papers (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Status Letter Provisional Application Power of Attorney, Revocation Other Enclosure(s) Extension of Time Request Change of Correspondence Address (please identify below): Statement Under 37 CFR 3.73(b) Terminal Disclaimer **Petition to Correct Inventorship** Express Abandonment Request Request for Refund Consent of Assignee to Change of Inventorship Information Disclosure Statement Statement of Additional Inventor CD, Number of CD(s) **Declaration/Power of Attorney** Certified Copy of Priority Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Adan Ayala, Esq. Individual name Signature March 12, 2002 Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: Typed or printed name Helen M. Winkler March 12, 2002 Signature Date

Burden Hour Statement: This form/is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be send to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

COPY OF PAPERS

use through 10/31/2002. OMB 0651-0032 dce: U.S. DEPARTMENT OF COMMERCE

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	PE	Complete if Known				
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	& TRANCES	Group / Art Unit	2841			
TOTAL AMOUNT OF PAYMENT	(\$) 170	Attorney Docket No.	TN-1444			

METHOD OF PAYMENT (check one)						FEE CALCULATION (continued)						
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Name Stock & Book & His.							147	2,520	147	2,520	For filing a request for reexamination	
☑ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17					112	920°	112	920*	Requesting publication of SIR prior to Examiner action			
Applicant claims small entity status. See 37 CFR 1.27					113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
2. Payment Enclosed:					115	110	215	55	Extension for reply within first month			
☐ Check ☐ Credit card ☐ Money ☐ Other Order					116	400	216	200	Extension for reply within second month			
FEE CALCULATION					117	920	217	460	Extension for reply within third month			
BASIC FILING FEE					118	1,440	218	720	Extension for reply within fourth month			
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107	510 2	207	255	Plant filing fee			138	1,510	138	1,510	Petition to institute a public use proceeding	
				Reissue filing fe			140	110	240	55	Petition to revive – unavoidable	
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Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Descrip			149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
103	18	203	9	Claims in exc			179	740	279	370	Request for Continued Examination (RCE)	
102 104	84 280	202 204	42 140	•	claims in excess endent claim, if n		169	900	169	900	Request for expedited examination	
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SUBMITTED BY Complete (if applicable)								
Name (Print/Type)	Adan Ayala, Esq. Registration No. Attorney/Agent,	38,373	Telephone	410-716-2368				
Signature	IM .		Date	March 12, 2002				

WARNING: Internation on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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